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Federal Public Defender  
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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

\*E-FILED - 3/9/06\*

10 UNITED STATES OF AMERICA,	)	No. CR-05-00559-RMW
	)	
11 Plaintiff,	)	<b>STIPULATION AND</b>
12 v.	)	<b>ORDER TO CONTINUE STATUS</b>
	)	<b>HEARING</b>
13	)	
14 JAY DAVID HEMM	)	
	)	
15 Defendant.	)	
_____	)	

16 Defendant, Jay David Hemm, through his counsel, Assistant Federal Public Defender  
17 Angela M. Hansen, and government counsel, Assistant United States Attorney Gary G. Fry,  
18 stipulate and agree to continue the status hearing date of March 6, 2006 to March 20, 2006 at  
19 9:00 a.m.

20 The parties have reached a preliminary agreement in this case. The parties request a  
21 two-week continuance because Government counsel needs time to have the agreement approved  
22 by his office, and counsel for Mr. Hemm needs additional time to discuss the proposed  
23 agreement with her client. For these reasons, the parties stipulate and agree to continue this case  
24 until March 20, 2006. Additionally, counsel for Mr. Hemm is unavailable on March 13, 2006.

25 The parties further stipulate and agree that time should continue to be excluded under  
26 18 U.S.C. §§ 3161(h)(8)(A) and (B)(iv) because the ends of justice served by the continuance  
requested outweigh the best interest of the defendant and the public in a speedy trial because the

1 failure to grant such a continuance would unreasonably deny Mr. Hemm continuity of counsel  
2 and the time necessary for effective preparation.

3  
4 March 6, 2006

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ANGELA M. HANSEN  
Assistant Federal Public Defender

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6  
7 March 6, 2006

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GARY G. FRY  
Assistant United States Attorney

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,	)	No. CR-05-00559-RMW
	)	
Plaintiff,	)	<b>ORDER TO</b>
v.	)	<b>CONTINUE STATUS HEARING</b>
	)	
JAY DAVID HEMM	)	
	)	
Defendant.	)	
_____	)	

Pursuant to the stipulation of the parties and good cause appearing, IT IS HEREBY ORDERED that the status hearing date of March 6, 2006 is continued until March 20, 2006 at 9:00 a.m. It is FURTHER ORDERED that time will continue to be excluded under 18 U.S.C. §§ 3161(h)(8)(A) and (B)(iv) for continuity of counsel and for defense preparation.

Dated: March 9, 2006

/S/ RONALD M. WHYTE  
HONORABLE RONALD M. WHYTE  
United States District Judge

1 Distribute to:

2 Ms. Angela M. Hansen  
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